

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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IN RE SECURITY CAPITAL ASSURANCE LTD : 07 Civ. 11086 (DAB)  
SECURITIES LITIGATION :  
: ECF Case  
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**NOTICE OF SECURITY CAPITAL ASSURANCE'S MOTION  
TO DISMISS THE FIRST AMENDED CONSOLIDATED COMPLAINT**

PLEASE TAKE NOTICE that upon the accompanying Memorandum of Law, the Declaration of Elliot Greenfield, the exhibit attached thereto, and all prior pleadings in this action, defendants Security Capital Assurance Ltd, Paul S. Giordano, David P. Shea, Edward B. Hubbard and Richard P. Heberton hereby move, pursuant to Federal Rules of Civil Procedure 9(b) and 12(b)(6) and the Private Securities Litigation Reform Act of 1995, 15 U.S.C. § 78u-4, to dismiss the First Amended Consolidated Complaint.

This motion is filed in accordance with the Stipulation and Order signed by the Court on July 8, 2010.

Dated: New York, New York  
September 10, 2010

DEBEVOISE & PLIMPTON LLP

By : /s/ Mark P. Goodman  
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